

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth  
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

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Published by the Secretary of State, in conjunction  
with the Revisor of Statutes in accordance with the  
Resolves of the Legislature approved June 28, 1820,  
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

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## CHAP. 294

shall be fixed by the municipal officers of their towns, and paid quarterly from the treasuries thereof, and shall not be diminished during their continuance in office; and all fees received by them shall be paid quarterly into said treasuries, except when their compensation is fixed by law, by the allowance to them, in whole or in part, of the fees accruing in their courts. All fees of fines, penalties and costs imposed by such courts paid to the jailer after commitment of a respondent, shall be paid over by him, ~~quarterly~~ monthly as provided in section 7 of chapter 148, as amended into said treasuries.'

Sec. 2. R. S., c. 148, § 7, amended. Section 7 of chapter 148 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 7. Magistrates to pay over fines to those entitled to same. Every trial justice or judge of a municipal court shall render, under oath, ~~an~~ a detailed account of all fines and forfeitures upon convictions and sentences before him, and pay them over ~~within two months after he receives the same~~ monthly to the treasurer of the town if they accrue to the town, and to the treasurer of the county if they accrue to the state or county, or to any corporation, person, society or association, in whole or in part, for the use of the party entitled thereto; and for any neglect in making such payments, he forfeits in each instance double the amount so neglected to be paid over, to be recovered by indictment for the parties entitled to such fines and forfeitures, and in default of payment, according to the sentence of the court, he shall be punished by imprisonment for not more than 6 months.'

Sec. 3. Clarification of costs on municipal court appeals. The 8th paragraph of section 1 of chapter 112 of the public laws of 1937 is hereby amended to read as follows:

'Copies of papers for removal, or appeal, to the superior court, to be paid by the appellant to the municipal court and taxed in his costs by the superior court if he finally prevails \$2.'

Approved April 21, 1939.

## Chapter 294

### AN ACT Relating to Exceptions of Persons Entitled to Parole.

*Be it enacted by the People of the State of Maine, as follows:*

R. S., c. 147, § 26, amended. Section 26 of chapter 147 of the revised statutes is hereby amended to read as follows:

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'Sec. 26. Persons subject to imprisonment for life excepted. The provisions of sections 25 to ~~3~~ 42, both inclusive, of this chapter, shall not apply to any person convicted of an offense the only punishment for which prescribed by law is imprisonment for life, nor to any person convicted of an offense under sections 16, 23 or 31 of chapter 129 or under section 6 of chapter 135 of the revised statutes. Provided, that in all other cases where the maximum sentence, in the discretion of the court, may be for life or any number of years, the court imposing sentence shall fix both the minimum and maximum sentence. The minimum term of imprisonment thus fixed by the court shall not exceed  $\frac{1}{2}$  of the maximum term so fixed.'

Approved April 21, 1939.

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### Chapter 295

AN ACT Relating to Compensation of the Register of Probate of York County.

*Be it enacted by the People of the State of Maine, as follows:*

R. S., c. 125, § 40, amended. The 19th line of section 40 of chapter 125 of the revised statutes is hereby amended to read as follows:

'York, ~~fifteen hundred dollars~~ \$2100.'

Approved April 21, 1939.

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### Chapter 296

AN ACT Relating to Salaries in Certain Counties.

*Be it enacted by the People of the State of Maine, as follows:*

Sec. 1. R. S., c. 125, § 45, amended. Section 45 of chapter 125 of the revised statutes is hereby amended so that the first 5 lines read as follows:

'County treasurers in the several counties shall receive annual salaries from the treasuries of the counties in monthly payments paid on the last day of each month, as follows:

Androscoggin, \$2000,  
Aroostook, ~~eight hundred dollars~~, \$1500.'

Sec. 2. R. S., c. 125, § 46, amended. The 3rd paragraph of section 46 of chapter 125 of the revised statutes is hereby amended to read as follows: